

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

VAELII CLIFTON TALIAOA,

Petitioner

v.

BRIAN TALIAOA, *et al.*,

Respondents.

Case No.: 2:23-cv-00686-RFB-BNW

ORDER

Vaelii Clifton Taliaoa has submitted a *pro se* petition for a writ of habeas corpus pursuant to 28 U.S.C. § 2254. (ECF Nos. 11, 12.) The Court screened the petition under Rule 4 of the Rules Governing Habeas Corpus Cases Under Section 2254 and directed Taliaoa to show cause why his petition should not be dismissed without prejudice as unexhausted and premature. (ECF No. 13.) More than the allotted time has passed, and Taliaoa has failed to respond to the Court's order in any way.¹ The Court advised Taliaoa that failure to respond would result in the dismissal of the petition. The Court accordingly dismisses the petition without prejudice. Taliaoa's motions for counsel, to supplement, and for production of documents are moot.

¹ The Court takes judicial notice of the Nevada appellate courts' website, which reflects that Taliaoa's direct appeal is currently being briefed before the Nevada Court of Appeals. See Taliaoa's Appellate Case Profile, NEV. APP. CTS., <https://caseinfo.nvsupremecourt.us> (navigate to "Case Search" and search for Case No. 86294).

1 **IT IS THEREFORE ORDERED** that the Petition is **DISMISSED** without prejudice.

2 **IT IS FURTHER ORDERED** that Petitioner's motion for appointment of counsel,
3 motion to supplement petition, and motion to request production of documents (ECF Nos. 3, 5,
4 10) are **DENIED** as moot.

5 **IT IS FURTHER ORDERED** that a certificate of appealability will not issue.

6 **IT IS FURTHER ORDEED** that the Clerk of Court is directed to enter judgment
7 accordingly and close this case.

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9 **DATED: 11 March 2024.**

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13 **RICHARD F. BOULWARE, II**
14 **UNITED STATES DISTRICT JUDGE**
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